



#15  
18  
6-12-02

Patent  
Attorney's Docket No. 030560-057

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

In re Patent Application of )  
Friedrich ALTMANN et al ) Group Art Unit: 1636 JUN 11 2002  
Application No.: 09/913,858 ) Examiner: To be assigned TECH CENTER 1600/2900  
Filed: August 20, 2001 ) Confirmation No.: To be assigned  
For: FUCOSYL TRANSFERASE GENE - )

SUBSTITUTE DECLARATION TRANSMITTAL LETTER

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Enclosed is a Substitute Declaration for the above-identified patent application.

Also enclosed are the following documents:

1. Four (4) Statements Regarding Request for Correction of Inventorship  
Pursuant to 37 C.F.R. §1.48(a); and
2. English translation of the International Preliminary Examination Report (IPER).

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: 

Donna M. Meuth

Registration No. 36,607

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620  
Date: June 7, 2002



**SUBSTITUTE COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY**  
(Includes Reference to Provisional and PCT International Applications)

Attorney's Docket No.

030560-057

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FUCOSYL TRANSFERASE GENE

**RECEIVED**

the specification of which (check only one item below):

**JUN 11 2002**

☐ is attached hereto.

☒ was filed as United States application

Number 09/913,858

on August 20, 2001

and was amended

on \_\_\_\_\_ (if applicable).

☐ was filed as PCT international application

Number \_\_\_\_\_

on \_\_\_\_\_

and was amended

on \_\_\_\_\_ (if applicable).

**TECH CENTER 1600/2900**

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(e) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

**PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. §119:**

COUNTRY (if PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. §119
Austria	A 270/99	18 February 1999	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

**COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY (CONT'D)**  
(Includes Reference to Provisional and PCT International Applications)

Attorney's Docket No.

030560-057

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

\_\_\_\_\_  
(Application Number)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Number)

\_\_\_\_\_  
(Filing Date)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States applications(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to the patentability as defined in Title 37, Code of Federal Regulations §1.56, which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. §120:

U.S. APPLICATIONS		STATUS (check one)		
U.S. APPLICATION NUMBER	U.S. FILING DATE	PATENTED	PENDING	ABANDONED
PCT APPLICATIONS DESIGNATING THE U.S.				
PCT APPLICATION NO.	PCT FILING DATE	U.S. APPLICATION NUMBERS ASSIGNED (if any)		

**COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY (CONT'D)**  
(Includes Reference to Provisional and PCT International Applications)

Attorney's Docket No.  
030560-057

I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:

William L. Mathis	17,337	Eric H. Weisblatt	30,505	Bruce T. Wieder	33,815
Robert S. Swecker	19,885	James W. Peterson	26,057	Todd R. Walters	34,040
Platon N. Mandros	22,124	Teresa Stanek Rea	30,427	Ronni S. Jillions	31,979
Benton S. Duffett, Jr.	22,030	Robert E. Krebs	25,885	Harold R. Brown III	36,341
Norman H. Stepno	22,716	William C. Rowland	30,888	Allen R. Baum	36,086
Ronald L. Grudziecki	24,970	T. Gene Dillahunt	25,423	Brian P. O'Shaughnessy	32,747
Frederick G. Michaud, Jr.	26,003	Patrick C. Keane	32,858	Kenneth B. Leffler	36,075
Alan E. Kopecki	25,813	B. Jefferson Boggs, Jr.	32,344	Fred W. Hathaway	32,236
Regis E. Slutter	26,999	William H. Benz	25,952	Wendi L. Weinstein	34,456
Samuel C. Miller, III	27,360	Peter K. Skiff	31,917	Mary Ann Dillahunt	34,576
Robert G. Mukai	28,531	Richard J. McGrath	29,195	Donna M. Meuth	36,607
George A. Hovanec, Jr.	28,223	Matthew L. Schneider	32,814	Mark R. Kresloff	42,766
James A. LaBarre	28,632	Michael G. Savage	32,596		
E. Joseph Gess	28,510	Gerald F. Swiss	30,113		
R. Danny Huntington	27,903	Charles F. Wieland III	33,096		



**21839**

and: Dawn M. Gardner (Reg. No. 44,118); Erin M. Dunston (Reg. No. 51,147); and Malcolm M. McGowan (Reg. No. 39,300)

Address all correspondence to:



**21839**

Ronald L. Grudziecki  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404

Address all telephone calls to: Donna M. Meuth at (703) 836-6620.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false state-ments and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF SOLE OR FIRST INVENTOR		SIGNATURE	DATE
Friedrich ALTMANN		<i>[Signature]</i>	X 25-02
RESIDENCE		CITIZENSHIP	
Wien, Austria		Austria	
POST OFFICE ADDRESS			
Institut für Chemie, Universität für Bodenkultur, Muthgasse 18, A-1190 Wien, Austria			
FULL NAME OF SECOND JOINT INVENTOR, IF ANY		SIGNATURE	DATE
Jan MUCHA		<i>[Signature]</i>	X 24.04.02
RESIDENCE		CITIZENSHIP	
Bratislava, Slovakia		SLOVAK X	
POST OFFICE ADDRESS			
Stefana Kralika 89, 84105 Bratislava - DNV, Slovakia			
FULL NAME OF THIRD JOINT INVENTOR, IF ANY		SIGNATURE	DATE
Haralt LEITER		<i>[Signature]</i>	X 03.05.2002
RESIDENCE		CITIZENSHIP	
Wien, Austria		AUSTRIA X	
POST OFFICE ADDRESS			
Bäuerlegasse 4-6/1.02, A-1200 Wien, Austria			

**COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY (CONT'D)**  
(Includes Reference to Provisional and PCT International Applications)

Attorney's Docket No.

030560-057

FULL NAME OF FOURTH JOINT INVENTOR, IF ANY

Josef GLÖSSL

SIGNATURE

X

DATE

17.04.02 X

RESIDENCE

Wien, Austria

CITIZENSHIP

Austrian X

POST OFFICE ADDRESS

Ameisgasse 63/4/19, A-1140 Wien, Austria

FULL NAME OF FIFTH JOINT INVENTOR, IF ANY

Erika STAUDACHER

SIGNATURE

X

DATE

17.4.02 X

RESIDENCE

Wien, Austria

CITIZENSHIP

X Austrian

POST OFFICE ADDRESS

Venusweg 7, A-1140 Wien, Austria



Patent  
Attorney's Docket No. 030560-057

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of )

Friedrich ALTMANN )

Application No.: 09/913,858 )

Filed: August 20, 2001 )

For: FUCOSYL-TRANSFERASE GENE )

RECEIVED

Group Art Unit: 1636

JUN 11 2002

Examiner: To be assigned TECH CENTER 1600/2900

STATEMENT REGARDING REQUEST FOR  
CORRECTION OF INVENTORSHIP  
PURSUANT TO 37 C.F.R. §1.48(a)

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, Haralt Leiter, hereby state that the error in the naming of the inventorship for the above-identified application to not include me occurred without any deceptive intention on my part.

Respectfully submitted,

By: X Haralt Leiter  
Haralt Leiter

Date: X 03.05.2002



Patent  
Attorney's Docket No. 030560-057

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of )  
Friedrich ALTMANN )  
Application No.: 09/913,858 )  
Filed: August 20, 2001 )  
For: FUCOSYL-TRANSFERASE GENE )

Group Art Unit: 1636

Examiner: To be assigned

**RECEIVED**

JUN 11 2002

TECH CENTER 1600/2900

**STATEMENT REGARDING REQUEST FOR  
CORRECTION OF INVENTORSHIP  
PURSUANT TO 37 C.F.R. §1.48(a)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, Josef Glössl, hereby state that the error in the naming of the inventorship for the above-identified application to not include me occurred without any deceptive intention on my part.

Respectfully submitted,

By: 

Josef Glössl

Date: X 17.04.02







Patent  
Attorney's Docket No. 030560-057

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of )

Friedrich ALTMANN )

Application No.: 09/913,858 )

Filed: August 20, 2001 )

For: FUCOSYL TRANSFERASE GENE )

Group Art Unit: 1636

Examiner: To be assigned

**RECEIVED**

JUN 11 2002

**TECH CENTER 1600/2900**

**STATEMENT REGARDING REQUEST FOR  
CORRECTION OF INVENTORSHIP  
PURSUANT TO 37 C.F.R. §1.48(a)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, Jan Mucha, hereby state that the error in the naming of the inventorship for the above-identified application to not include me occurred without any deceptive intention on my part.

Respectfully submitted,

By: X

Jan Mucha

Date: X

24.04.02